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FINANCING OF THE UNITED NATIONS OBSERVER MISSION IN GEORGIA

Report of the Fifth Committee (Part II)

Rapporteur: Mr. Larbi DJACTA (Algeria)

I. INTRODUCTION

1. The previous recommendations made by the Fifth Committee to the General Assembly under agenda item 126 appear in the report of the Committee contained in document A/49/798.

2. For its consideration of the item, the Committee had before it the reports of the Secretary-General (A/49/429/Add.3) and the Advisory Committee on Administrative and Budgetary Questions (A/49/766/Add.1).

3. At its 56th and 58th meetings, on 14 and 23 June 1995, the Committee considered the item entitled "Financing of the United Nations Observer Mission in Georgia". Statements and observations made in the course of the Committee's consideration of the item are reflected in the relevant summary records (A/C.5/49/SR.56 and 58).

II. CONSIDERATION OF DRAFT RESOLUTION A/C.5/49/L.54

4. At the 58th meeting, on 23 June, the representative of Portugal introduced a draft resolution entitled "Financing of the United Nations Observer Mission in Georgia" (A/C.5/49/L.54), which was submitted on the basis of informal consultations.

5. At the same meeting, the Committee adopted draft resolution A/C.5/49/L.54 without a vote (see para. 6).

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III. RECOMMENDATION OF THE FIFTH COMMITTEE

6. The Fifth Committee recommends to the General Assembly the adoption of the following draft resolution:

Financing of the United Nations Observer Mission in Georgia

The General Assembly,

Having considered the report of the Secretary-General on the financing of the United Nations Observer Mission in Georgia 1/ and the related report of the Advisory Committee on Administrative and Budgetary Questions, 2/

Recalling Security Council resolution 854 (1993) of 6 August 1993, by which the Council approved the deployment of an advance team of up to ten United Nations military observers for a period of three months and the incorporation of the advance team into a United Nations observer mission if such a mission was formally established by the Council,

Recalling also Security Council resolution 858 (1993) of 24 August 1993, by which the Council decided to establish the United Nations Observer Mission in Georgia, and the subsequent resolutions by which the Council extended the mandate of the Observer Mission, the most recent of which was resolution 993 (1995) of 12 May 1995,

Recalling further its decisions 48/475 A of 23 December 1993 and 48/475 B of 5 April 1994 and its resolutions 48/256 of 26 May 1994 and 49/231 of 23 December 1994 on the financing of the Observer Mission,

Reaffirming that the costs of the Observer Mission are expenses of the Organization to be borne by Member States in accordance with Article 17, paragraph 2, of the Charter of the United Nations,

Recalling its previous decision regarding the fact that, in order to meet the expenditures caused by the Observer Mission, a different procedure is required from that applied to meet expenditures of the regular budget of the United Nations,

Taking into account the fact that the economically more developed countries are in a position to make relatively larger contributions and that the economically less developed countries have a relatively limited capacity to contribute towards such an operation,

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1/ A/49/429/Add.3.

2/ A/49/766/Add.1.

Bearing in mind the special responsibilities of the States permanent members of the Security Council, as indicated in General Assembly resolution 1874 (S-IV) of 27 June 1963, in the financing of such operations,

Mindful of the fact that it is essential to provide the Observer Mission with the necessary financial resources to enable it to fulfil its responsibilities under the relevant resolutions of the Security Council,

1. Takes note of the status of contributions to the United Nations Observer Mission in Georgia as at 12 June 1995, including the contributions outstanding in the amount of 4,015,801 United States dollars, and urges all Member States concerned to make every possible effort to ensure the payment of their outstanding assessed contributions;

2. Expresses concern about the financial situation with regard to peace-keeping activities, due to overdue payments by Member States of their assessments, particularly Member States in arrears;

3. Urges all Member States to make every possible effort to ensure payment of their assessed contributions to the Observer Mission promptly and in full;

4. Endorses the observations and recommendations contained in the report of the Advisory Committee on Administrative and Budgetary Questions; 2/

5. Approves, on an exceptional basis, the special arrangements for the United Nations Observer Mission in Georgia with regard to the application of article IV of the Financial Regulations of the United Nations, whereby appropriations required in respect of obligations owed to Governments providing contingents and/or logistic support to the Mission shall be retained beyond the period stipulated under financial regulations 4.3 and 4.4, as set out in the annex to the present resolution;

6. Requests the Secretary-General to take all necessary action to ensure that the Observer Mission is administered with a maximum of efficiency and economy;

7. Decides to appropriate to the Special Account for the United Nations Observer Mission in Georgia the amount of 6,880,136 dollars gross (6,468,136 dollars net) for the period from 14 January to 15 May 1995, authorized and apportioned under the terms of General Assembly resolution 49/231;

8. Decides also to appropriate to the Special Account a total amount of 11,948,718 dollars gross (11,220,568 dollars net) inclusive of the amount of 3,440,068 dollars gross (3,234,068 dollars net) authorized and apportioned under the terms of General Assembly resolution 49/231, for the maintenance of the Observer Mission for the period from 16 May 1995 to 12 January 1996;

9. Decides further, as an ad hoc arrangement, and taking into account the amount of 3,440,068 dollars gross (3,234,068 dollars net) already apportioned in accordance with General Assembly resolution 49/231, to apportion an additional amount of 8,508,650 dollars gross (7,986,500 dollars net) for the period from

16 May 1995 to 12 January 1996 among Member States in accordance with the composition of groups set out in paragraphs 3 and 4 of Assembly resolution 43/232 of 1 March 1989, as adjusted by the Assembly in its resolutions 44/192 B of 21 December 1989, 45/269 of 27 August 1991, 46/198 A of 20 December 1991 and 47/218 A of 23 December 1992, and its decision 48/472 A of 23 December 1993, and taking into account the scale of assessments for the years 1995, 1996 and 1997 as set out in Assembly resolution 49/19 B of 23 December 1994;

10. Decides that, in accordance with the provisions of its resolution 973 (X) of 15 December 1955, there shall be set off against the apportionment among Member States, as provided for in paragraph 8 above, their respective share in the Tax Equalization Fund of the estimated additional staff assessment income of 522,150 dollars approved for the Observer Mission for the period from 16 May 1995 to 12 January 1996;

11. Decides also that there shall be set off against the apportionment among Member States, as provided for in paragraph 8 above, their respective share in the unencumbered balance of 3,714,186 dollars gross (3,612,298 dollars net) in respect of the period from 7 August 1993 to 13 January 1995;

12. Decides further, with regard to the period beyond 12 January 1996, to authorize the Secretary-General to enter into commitments for a period of 5.7 months, at a monthly rate not to exceed 1,334,500 dollars gross (1,246,000 dollars net), in connection with the maintenance of the Observer Mission, to be apportioned in accordance with the scheme set out in the present resolution, subject to the decision of the Security Council to extend the mandate of the Observer Mission beyond 12 January 1996;

13. Invites voluntary contributions to the Observer Mission in cash and in the form of services and supplies acceptable to the Secretary-General, to be administered, as appropriate, in accordance with the procedure established by the General Assembly in its resolutions 43/230 of 21 December 1988, 44/192 A of 21 December 1989 and 45/258 of 3 May 1991;

14. Decides to include in the provisional agenda of its fiftieth session the item entitled "Financing of the United Nations Observer Mission in Georgia".

ANNEX

Special arrangements with regard to the application of article IV of the Financial Regulations of the United Nations

1. At the end of the twelve-month period provided for in regulation 4.3, any unliquidated obligations of the financial period in question relating to goods supplied and services rendered by Governments for which claims have been received or which are covered by established reimbursement rates shall be transferred to accounts payable; such accounts payable shall remain recorded in the Special Account until payment is effected.

2. (a) Any other unliquidated obligations of the financial period in question owed to Governments for goods supplied and services rendered, as well as other obligations owed to Governments, for which required claims have not yet been received shall remain valid for an additional period of four years following the end of the twelve-month period provided for in regulation 4.3;

(b) Claims received during this four-year period shall be treated as provided for in paragraph 1 of the present annex, if appropriate;

(c) At the end of the additional four-year period, any unliquidated obligations shall be cancelled and the then remaining balance of any appropriations retained therefor shall be surrendered.